

### AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application.

#### Listing of Claims:

1. (Withdrawn) A gene, which codes for the following protein (a) or (b):
  - (a) a protein consisting of an amino acid sequence of any one of SEQ ID NOS: 2, 4, 6, and 8;
  - (b) a protein consisting of an amino acid sequence derived from the amino acid sequence of any one of SEQ ID NOS: 2, 4, 6, and 8 by substitution, deletion or addition of at least one or more amino acids, has resistance to a bispyribac sodium herbicide, a pyriithiobac sodium herbicide, and a pyriminobac herbicide, and has acetolactate synthase activity.
2. (Withdrawn) An acetolactate synthase protein, which is coded by the gene of claim 1.
3. (Withdrawn) A recombinant vector, which has the gene of claim 1.
4. (Withdrawn) A transformant, which has the recombinant vector of claim 3.
5. (Withdrawn) A plant, which has the gene of claim 1 and has resistance to a bispyribac sodium herbicide, a pyriithiobac sodium herbicide, and a pyriminobac herbicide.

6. (Withdrawn) A method for cultivating the plant of claim 5, which comprises cultivating the plant in the presence of a bispyribac sodium herbicide, a pyriothiac sodium herbicide, and a pyriminobac herbicide.

7. (Withdrawn) A method for selecting a transformant cell having the gene of claim 1, which uses the gene as a selection marker.

8. (Withdrawn) A method for cultivating a plant having a gene coding for acetolactate synthase, which comprises cultivating the plant in the presence of a bispyribac sodium herbicide, a pyriothiac sodium herbicide and/or a pyriminobac herbicide, wherein the acetolactate synthase has an amino acid sequence in which a serine corresponding to serine at position 627 of a wild-type rice acetolactate synthase is replaced by isoleucine.

9. (Currently Amended) A method for selecting a transformant cell having a gene coding for acetolactate synthase as a selection ~~marker~~ marker, which comprises cultivating the cell in the presence of a pyriothiac sodium herbicide and/or a pyriminobac herbicide, wherein the acetolactate synthase has an amino acid sequence in which a serine corresponding to serine at position 627 of an amino acid sequence of SEQ ID NO: 1 ~~a wild-type rice acetolactate synthase~~ is replaced by isoleucine.

10. (Withdrawn) The method for selecting a transformant cell according to claim 9, wherein the acetolactate synthase has an amino acid sequence wherein a proline corresponding to proline at position 171 of the wild-type rice acetolactate synthase is replaced by histidine.

11. (Withdrawn) The method for selecting a transformant cell according to claim 9, wherein the acetolactate synthase has an amino acid sequence wherein a proline corresponding to tryptophan at position 548 of the wild-type rice acetolactate synthase is replaced by leucine.

12. (Withdrawn) The method for selecting a transformant cell according to claim 10, wherein the acetolactate synthase has an amino acid sequence wherein a proline corresponding to tryptophan at position 548 of the wild-type rice acetolactate synthase is replaced by leucine.

13. (Previously Presented) The method for selecting a transformant cell according to claim 9, wherein the cell is derived from a plant.